

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

RODNEY RANDOLPH,
NICOLE PETERSON,
JOSIAH NEGLEY,

Defendants.

8:19CR237

ORDER

This matter is before the court on the defendant Josiah Negley's unopposed Motion to Continue Trial [99]. Counsel tested positive for the COVID-19 virus and must quarantine for a minimum of 14 days. Plea negotiations are ongoing. Counsel for co-defendants do not object to the continuance. For good cause shown,

IT IS ORDERED that the Motion to Continue Trial [99] is granted, as follows:

1. The jury trial, **for all defendants**, now set for August 31, 2020, is continued to October 19, 2020.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendants in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date** and **October 19, 2020**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(6), (7)(A) & (B)(iv).

DATED: August 18, 2020.

BY THE COURT:

**s/ Michael D. Nelson
United States Magistrate Judge**